

Second Regular Session 114th General Assembly (2006)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2005 Regular Session of the General Assembly.

HOUSE ENROLLED ACT No. 1240

AN ACT to amend the Indiana Code concerning education.

Be it enacted by the General Assembly of the State of Indiana:

SECTION 1. IC 20-32-5-20 IS REPEALED [EFFECTIVE UPON PASSAGE].

SECTION 2. [EFFECTIVE UPON PASSAGE] (a) **The definitions in IC 20-18-2 apply to this SECTION.**

(b) **Before November 1, 2006, the department and the state board shall review the current statewide testing program and develop a long term plan that is subject to the approval of the state board for the transition to a testing program with the following objectives:**

- (1) **To provide a long term plan for student assessments.**
- (2) **To review the existing annual tests for students in grades 3 through 10.**
- (3) **To develop a testing program that:**
 - (A) **reflects a student's proficiency in and mastery of the state's academic standards;**
 - (B) **is, to the greatest extent possible, more concise, less time consuming, and less expensive to administer than the current tests while maintaining the current level of rigor of the tests;**
 - (C) **provides prompt results to students, parents, and**

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teachers;

(D) explores all options for timing and use of summative tests, including giving a summative test in the fall or the spring;

(E) measures individual student growth from school year to school year;

(F) explores all options for diagnostic tests for use by teachers to support ongoing remediation;

(G) is compatible with a transition to the use of online testing; and

(H) assesses student proficiency in written communication.

(4) To move to the use of online assessments for Core 40 subjects.

(c) In developing the plan under subsection (b), the department and the state board shall:

(1) solicit information from educators, administrators, parents, and the public concerning the program;

(2) look at tests and testing practices in use by or in development by other states;

(3) solicit information from testing companies concerning:

(A) parameters and costs of tests;

(B) steps to be taken to ensure the validity and reliability of the tests;

(C) steps to move the longitudinal data from the current testing program to the new testing program; and

(D) any other information the department or the state board considers useful in developing the testing program;

(4) develop a plan to move to online tests;

(5) determine the most effective means to assess student proficiency in written communication; and

(6) include specifications for diagnostic tests for use by teachers during the school year.

(d) Before November 1, 2006, the state board shall approve and submit a report concerning the testing program to the budget committee, the legislative council, and the office of management and budget. The report must explain the testing program and provide the estimated costs for the program beginning with tests given during the 2007-2008 school year. The report to the legislative council must be in an electronic format under IC 5-14-6.

(e) A contract for testing students during the 2006-2007 school year may be issued. However, contracts for testing students during any subsequent school year must follow the state board's approval

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of the testing plan.

(f) This SECTION expires July 1, 2008.

SECTION 3. [EFFECTIVE UPON PASSAGE] (a) Notwithstanding P.L.246-2005, SECTION 9, Subsection B, stipends for mentor teachers may be paid from the appropriations made FOR THE DEPARTMENT OF EDUCATION, PROFESSIONAL STANDARDS DIVISION, for FY 2005-2006 and FY 2006-2007, or from funds provided to the department of education by private donors.

(b) This SECTION expires July 1, 2007.

SECTION 4. An emergency is declared for this act.

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Speaker of the House of Representatives

President of the Senate

President Pro Tempore

Governor of the State of Indiana

Date: _____ Time: _____

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